

REMARKS

Applicants hereby confirms the election to pursue claims 1-23 in the present application. By this amendment, applicants have cancelled the remaining claims that were set forth in the non-elected groups II - IV.

The Examiner in paragraph 10 of the Official Action objected to the claims for the reasons set forth therein. It is believed that the amendments to claims 15 and 21 overcome the objection set forth by the Examiner.

The Examiner has also rejected claims 1-23 as being indefinite for failing to particularly point out which applicant regards as the invention. In this regard, in paragraphs 12-14, the Examiner has rejected claims 1, 21 and 23 for the reasons set forth therein. It is respectfully submitted that these claims in their amended form overcome the objection and provide the appropriate antecedent basis.

The Examiner in paragraph 15 also rejected claims 1-4, 8, 9, 11 and 22 under 35 USC § 101 in that the claimed invention is directed to non-statutory subject matter. Specifically, the Examiner states that the claims disclose a recitation of printed matter on a substrate which produces no useful result. In this regard, applicants respectfully submits that the claims in their current form are indeed proper and provide appropriate structural relationships between the printed matter and the article in which it is associated therewith.

In particular, amended claim 1 specifically sets forth the providing of a plurality of hard copy prints and that there is also provided at least instruction form associated with the plurality of hard copy prints. Furthermore, the instruction form has a code placed thereon that is capable of being machine read and that the code provides information used in organizing digital images obtained from scanning of the hard copy prints. Thus, the code has a direct relationship with the instruction form and the associated prints. Further, the claim sets forth that the information is used for the grouping or categorizing of images obtained from the scanning of the hard copy prints. Thus, there is a direct correlation between the printed matter and the hard copy print to which it is associated. The code provides information with regard to the associated hard copy prints providing information as to what is to be done with the images obtained by

scanning of the prints. Thus, the claims are appropriate and are directed to statutory subject matter.

The Examiner in paragraph 16 rejected claims 1-7 under 35 USC § 103(a) as being unpatentable over Nelson et al. Applicants respectfully submits that independent claim 1, upon which the remaining claims depend at least ultimately, is clearly distinguishable and is not taught by the prior art. As acknowledged by the Examiner, Nelson et al. does not disclose a kit for organizing a plurality of images, information read by code is used in organizing images, or providing a holder for organizing the hard copy prints. Nelson et al. does not teach or suggest that the information obtained by reading the code is used with respect to digital images obtained by scanning of the images on the hard copy prints as taught and claimed by applicants. Nelson is directed to the ordering of prints. There is no teaching or suggestion of providing a kit as taught and claimed by applicants. Further, there is no teaching or disclosing a holder for holding the hard copy prints and associated instruction as set forth in dependent claims 5 and 6. Accordingly, applicants respectfully submits that the Nelson et al. fails to teach or suggest the invention as taught and claimed by applicants.

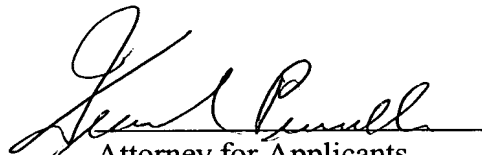
The Examiner in paragraphs 17, 18 and 19 also rejected claims 1-14, 16 and 21-23 under 35 USC § 103(a) as being unpatentable over Wentworth in view of Johnson et al. and Hicks for the reasons set forth therein. The Wentworth reference is directed to nothing more than providing a catalog for cataloging items. There is no teaching or suggestion of an instruction form that is associated with a print to be scanned and how the images obtained from the scanning are organized. Likewise, the Hicks and Johnson also fail to teach or suggest the invention as taught and claimed by applicants. The Hicks reference is merely directed to selecting printing packages that are to be printed. There is no teaching or suggestion of scanning the hard copy print for obtaining the image and organizing the image so scanned. Likewise, the Wentworth reference is merely directed to a storage system for organizing items in a container. The Johnson reference is merely directed to having a scannable form that provides instructions. There is no teaching or suggestion of organizing the images obtained from the scanned print as taught and claimed by applicants.

In summary, none of the cited references relate remotely to the invention as set forth in independent claim 1. Nor, would it be obvious to modify any of the claims to arrive at the invention as set forth in independent claim 1. Even if all of the references cited by the Examiner were combined, it would still fail to teach or suggest the invention of organizing images obtained from hard copy prints wherein the instruction is provided on a form that is associated with the plurality of hard copy prints.

In view of the foregoing applicant respectfully submits that the application is in condition for allowance and such action is respectfully requested.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached page(s) is captioned **"Version with Markings to Show Changes Made"**.

Respectfully submitted,



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Version With Markings to Show Changes Made

In the Specification:

The paragraph beginning on page 2, line 25 has been amended as set forth below:

at least one order form for ~~the~~ ordering of at least one good and/or service; and

The paragraph beginning on page 2, line 27 has been amended as set forth below:

at least one instruction form for association with the plurality of hard copy prints, the at least one instruction form having a code capable of being machine read, the code providing information used in organizing digital images into groups or categories, the digital images obtained by scanning the hard copy prints, so as obtain information for use in organizing the images.

✓ The paragraphs beginning on page 2, lines 29-31, page 3, lines 1-31 and page 3, lines 1-2 have been deleted.

In the Claims:

Claims 24-48 have been cancelled.

Claims 1, 5, 6, 15, 20 and 23 have been amended as set forth below:

1.(Once Amended) A kit for organizing a plurality of images provided on a plurality of hard copy prints, comprising;

at least one order form for ~~the~~ ordering of at least one good and/or service; and

at least one instruction form for association with said plurality of hard copy prints, said at least one instruction form having a code capable of being

machine read, said code providing information used in organizing digital images into groups or categories, said digital images obtained by scanning said hard copy prints. ~~so as obtain information for use in organizing said images.~~

5.(Once Amended) A kit according to claim 1 further comprising a holder for organizing said images obtained by scanning said hard copy prints.

6.(Once Amended) A kit according to claim 5 wherein said holder includes pockets for organizing said images and associating said instruction form with said plurality of hard copy prints.

15.(Once Amended) A kit according to claim ~~4~~ 5 further comprising a pairs of identical labels, one of said labels is used for keeping track of the pocket from which said hard copy prints were originally provided and the other of said pair of identical labels is provided on said plurality of hard copy prints that were placed in said pocket for use in keeping track of source of the images be placed in said kit from where said hard copy prints were originally provided.

20.(Once Amended) A kit according to claim 17 wherein said carrier comprises a retaining member located at one end of said carrier for securely holding ~~of image~~ said hard copy prints that are to be scanned. ~~on said carrier during feeding of image through a scanner.~~

23.(Once Amended) A kit according to claim 1 wherein said at least one instruction form has ~~a size that is substantially the same size as said hard copy prints.~~ having a size substantially the same as the size of said plurality of hard copy prints associated with said instruction form.

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